

VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS  
(37 CFR 1.9(f) & 1.27(c))-- SMALL BUSINESS CONCERN

Docket Number: LXGN-00103

Applicant, Patentee, or Identifier: Christophe Person  
Application or Patent No.: 09/933,056  
Filed or Issued: August 20, 2001  
Title: Creation of a Unique Sequence File

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ORIGINALLY FILED**

I hereby state that I am

- ☐ the owner of the small business concern identified below.  
☒ an official of the small business concern empowered to act on behalf of the concern identified below.

NAME OF SMALL BUSINESS CONCERN Lexicon Genetics Incorporated

ADDRESS OF SMALL BUSINESS CONCERN 4000 Research Forest Drive, The Woodlands, Texas 77381-4287

I hereby state that the above identified small business concern qualifies as a small business concern as defined in 13 CFR Part 121 for purposes of paying reduced fees to the United States Patent and Trademark Office. Questions related to size standards for a small business concern may be directed to: Small business Administration, Size Standard Staff, 409 Third Street, SW, Washington, DC 20416.

I hereby state that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in:

- ☐ the specification filed herewith with title as listed above.  
☒ the application identified above.  
☐ the patent identified above.

If the rights held by the above identified small business concern are not exclusive, each individual, concern, or organization having rights in the invention must file separate statements as to their status as small entities, and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization having any rights in the invention is listed below:

- ☐ No such person, concern or organization exists.  
☒ Each such person, concern or organization is listed below:

Lexicon Genetics Incorporated

☐ Individual ☒ Small Business Concern ☐ Nonprofit Organization

Separate statements are required from each named person, concern or organization having rights to the invention stating their status as small entities. (37 CFR 1.27)

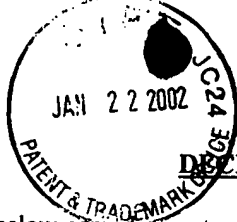
I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

NAME OF PERSON SIGNING Christophe Person

TITLE OF PERSON IF OTHER THAN OWNER Vice President - Informatics

ADDRESS OF PERSON SIGNING 4000 Research Forest Drive, The Woodlands, 77381-4287

SIGNATURE [Signature] DATE 08/20/2001



#C

**DECLARATION AND POWER OF ATTORNEY**

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As a below named inventor, I hereby declare that:

My residence, post office and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or the below named inventors believe they are the original, first and joint inventors (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled, "CREATION OF A UNIQUE SEQUENCE FILE" the specification of which:

       is attached hereto.  
  X   was filed on August 20, 2001, as Application Serial No. 09/933,056

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability of the subject matter claimed in this application, as "materiality" is defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

**PRIOR FOREIGN APPLICATION(S)**

			Priority <u>Claimed</u>
			Yes/No
<u>  N/A  </u>			
(Number)	(Country)	(Date Filed)	

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose all information known to me to be material to the patentability of the subject matter claimed in this application, as "materiality" is defined in Title 37, Code of Federal Regulations, §1.56, which become available between the filing date of the prior application and the national or PCT international filing date of this application:

<u>  N/A  </u>		
(Application Serial No.)	(Filing Date)	(Status)
<u>          </u>	<u>          </u>	<u>          </u>
(Application Serial No.)	(Filing Date)	(Status)

I hereby claim the benefit under title 35, United States code §119(e) of any United States provisional application(s) listed below:

<u>  60/227,100  </u>	<u>  August 22, 2000  </u>
(Application Serial No.)	(Filing Date)

The Assignee hereby revokes any previous Powers of Attorney and appoints

C. Steven McDaniel

Reg. No. 33,962

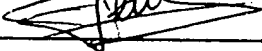
*each of said attorneys or agents being members or associates of the firm of McDaniel & Associates, P.C., as attorney or agent for so long as they remain with such company or firm, with full power of substitution and revocation, to prosecute the application, to make alterations and amendments therein, to transact all business in the Patent and Trademark Office in connection therewith, and to receive the Letters Patent.*

Please direct all communications as follows:

C. Steven McDaniel  
McDaniel & Associates, P.C.  
P.O. Box 2244  
Austin, Texas 78767-2244  
Ph: 512.472.8282

I hereby declare that all statements made of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Inventor's Full Name: Christophe Person  
(First) (Initial) (Last)

Inventor's Signature:  Date: 11/14/2001

City and State (or Foreign Country) of Residence: The Woodlands, Tx Citizenship: USA

Post Office and Residence Address: 4000 Research Forest Drive, The Woodlands, Texas 77381-4287  
(Include number, street name, city, state and zip code)

Inventor's Full Name: \_\_\_\_\_  
(First) (Initial) (Last)

Inventor's Signature: \_\_\_\_\_ Date: \_\_\_\_\_

City and State (or Foreign Country) of Residence: \_\_\_\_\_ Citizenship: \_\_\_\_\_

Post Office and Residence Address: \_\_\_\_\_  
(Include number, street name, city, state and zip code)